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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.   | CONFIRMATION NO. |
|---|-------------|----------------------|-----------------------|------------------|
| 10/014,560  | 12/14/2001  | Kazunaga Horiuchi    | 111467                | 5970             |
|   | 10/20/2004  |                      | EXAMINER              |                  |
| OLIFF & BERRIDGE, PLC<br>P.O. BOX 19928<br>ALEXANDRIA, VA 22320 |             |                      | HENDRICKSON, STUART L |                  |
|   |             |                      | ART UNIT              | PAPER NUMBER     |
|   |             |                      | 1754                  |                  |

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Please find below and/or attached an Office communication concerning this application or proceeding.



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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION |          | ATTORNEY DOCKET NO. |  |
|---------------------------------|-------------|--|----------|---------------------|--|
|                                 |             |  | EXAMINER |                     |  |
|                                 |             |  | ART UNIT | PAPER               |  |
|                                 |             |  |          | 10212004            |  |

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## **Commissioner for Patents**

The amendment filed on 8/4/04 presenting claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining independent claims other than claim 22 are not readable on the elected invention because the original claims recited only nominal structure, the amendment adds significant structural limitations to the device which would have been subject to a restriction, being classified in class 313.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Any inquiry concerning this communication should be directed to examiner Hendrickson at telephone number (571) 272-1351.

Stuart Hendrickson examiner Art Unit 1754